

Application No: 09/801,626  
Attorney's Docket No: PHNL 000130

### REMARKS

Favorable reconsideration of this application is respectfully requested in view of the claim amendments and following remarks. Claims 1-16 and 18-21 are pending in this application. By this Amendment, claims 1 and 7 are amended.

Entry of the amendments is proper under 37 CFR 1.116 since the amendments: (a) place the application in condition for allowance (for the reasons discussed herein); (b) do not raise any new issues requiring further search and/or consideration (because the amendments amplify issues previously discussed throughout prosecution); (c) satisfy a requirement of form asserted in the previous Office Action; (d) do not present any additional claims without canceling a corresponding number of finally rejected claims; and (e) place the application in better form for appeal, should an appeal be necessary. The amendments to claims 1 and 7 incorporate subject matter already expressly discussed in previous Office Actions and responses thereto, and during the October 6, 2005 interview. Entry of the amendments is thus respectfully requested.

#### Claim Rejection Under 35 U.S.C. §103

In paragraphs 7-25 on pages 2-12, the Office Action rejects claims 1-16 and 18-20 under 35 U.S.C. §103(a) as being allegedly unpatentable over U.S. Patent No. 5,734,915 to Roewer. This rejection is respectfully traversed.

Application No: 09/801,626  
Attorney's Docket No: PHNL 000130

Claims 1 and 7, from which claims 2-16 and 18-20 depend recite, "each pictorial being formed from an image automatically selected from a different group of coherent image data" (*emphasis added*).

In paragraph 30 on page 13, the Office Action correctly concedes that Roewer does not disclose, teach or suggest each pictorial being formed from an image without operator intervention for selecting image data. Therefore, as discussed at the personal interview on October 6, 2005, Roewer does not disclose, teach or suggest the above-quoted subject matter recited in claims 1 and 7, from which claims 2-16 and 18-20 depend.

For at least the foregoing reasons, it is respectfully requested that the rejection of claims 1-16 and 18-20 as being allegedly unpatentable over Roewer be withdrawn.

In paragraphs 26 and 27 on pages 12 and 13, the Office Action rejects claim 21 under 35 U.S.C. §103(a) as being unpatentable over Roewer and U.S. Patent No. 6,347,329 to Evans. This rejection is respectfully traversed.

Claim 21 is allowable based at least on its dependency from claim 1 for the reasons stated above in connection with the rejection of claim 1. Evans fails to overcome the deficiency in Roewer pointed out above in connection with the rejection of claim 1.

For at least the foregoing reason, it is respectfully requested that the rejection of claim 21 as being unpatentable over Roewer and Evans be withdrawn.

Application No: 09/801,626  
Attorney's Docket No: PHNL 000130

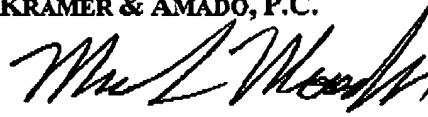
Conclusion

In light of the foregoing, withdrawal of the rejections of record and allowance of this application are earnestly solicited.

While we believe that the instant amendment places the application in condition for allowance, should the Examiner have any further comments or suggestions, it is respectfully requested that the Examiner telephone the correspondence attorney listed below in order to expeditiously resolve any outstanding issues.

In the event that the fees submitted prove to be insufficient in connection with the filing of this paper, please charge our Deposit Account Number 50-0578 and please credit any excess fees to such Deposit Account.

Respectfully submitted,  
KRAMER & AMADO, P.C.



Mark R. Woodall  
Registration No.: 43,286

Date: August 8, 2006

KRAMER & AMADO, P.C.  
1725 Duke Street, Suite 240  
Alexandria, VA 22314  
Phone: 703-519-9801  
Fax: 703-519-9802

**MAIL ALL CORRESPONDENCE TO :**

Aaron Waxler, Registration No. 48,027  
US PHILIPS CORPORATION  
P.O. BOX 3001  
Briarcliff Manor, New York 10510-8001  
Phone: 914-333-9619  
Fax: 914-332-0615